Andrew H. Wilson
WILSON, RYAN & CAMPILONGO
235 Montgomery Street
Suite 450
San Francisco, California 94104
(415) 391-3900

Laurie J. Bartilson
BOWLES & MOXON
6255 Sunset Boulevard
Suite 2000
Hollywood, California 90028
(213) 661-4030

Attorneys for Plaintiff
CHURCH OF SCIENTOLOGY INTERNATIONAL

RECEIVED
MAR 16 1992
HUB LAW OFFICES

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF MARIN

CHURCH OF SCIENTOLOGY INTERNATIONAL, a California not-for-profit religious corporation; Plaintiff, vs. GERALD ARMSTRONG; DOES 1 through 25, inclusive, Defendants.	Case No. 152229 **APPLICATION FOR AN ORDER GRANTING APPLICATION FOR ADMISSION OF MICHAEL LEE HERTZBERG AS COUNSEL PRO HAC VICE; DECLARATIONS OF ANDREW H. WILSON AND MICHAEL LEE HERTZBERG**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Plaintiff Church of Scientology International through its undersigned counsel hereby applies pursuant to Rule 983, California Rules of Court, for the admission of Michael lee Hertzberg, Esq. to appear pro hac vice in association with local counsel in the above-entitled action.

This application is based upon the points and authorities and

/ / /

/ / /

declarations of Andrew H. Wilson and Michael Lee Hertzberg attached hereto.

DATED: March 16, 1992.

Respectfully submitted,

WILSON, RYAN & CAMPILONGO

BY: _____
ANDREW H. WILSON
Attorneys for Plaintiff
Church of Scientology
International

Andrew H. Wilson
WILSON, RYAN & CAMPILONGO
235 Montgomery Street
Suite 450
San Francisco, California 94104
(415) 391-3900

Laurie J. Bartilson
BOWLES & MOXON
6255 Sunset Boulevard
Suite 2000
Hollywood, California 90028
(213) 661-4030

Attorneys for Plaintiff
CHURCH OF SCIENTOLOGY INTERNATIONAL

RECEIVED
MAR 16 1992
HUB LAW OFFICES

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF MARIN

CHURCH OF SCIENTOLOGY INTERNATIONAL, a California not-for-profit religious corporation; Plaintiff, vs. GERALD ARMSTRONG; DOES 1 through 25, inclusive, Defendants.	Case No. 152229 **MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF APPLICATION FOR AN ORDER GRANTING APPLICATION FOR ADMISSION OF MICHAEL LEE HERTZBERG AS COUNSEL PRO HAC VICE**

Rule 983, California Rules of Court, provides that a person seeking to appear as counsel pro hac vice in this Court shall make an appropriate application, (1) the applicant's residence and office address: (2) the courts to which he has been admitted to practice and date of admissions; (3) that he is a member in good standing of each such court; (4) the title of each court and cause in which he has filed an application to appear as counsel pro hac vice in California in the preceding two years and whether or not it was granted; and (5) the name, address and telephone number of the

active member of the State Bar of California who will serve as local counsel.

The declaration of Michael Lee Hertzberg, attached hereto as Exhibit A establishes the requirements of 1 through 5 above. The undersigned, Andrew H. Wilson of the law firm of Wilson, Ryan & Campilongo, 235 Montgomery Street, Suite 450, San Francisco, California 94104, (415) 391-3900, is an active member of the State Bar who will act as local counsel for the appearance of Mr. Hertzberg in this matter.

Moreover, Mr. Hertzberg is familiar with the facts and files and procedure in the instant action since he has been involved in former proceedings involving the defendant Gerald Armstrong. mr. Hertzberg appeared as counsel of record in the original appeal filed in 1985 and has been involved int he various direct and ancillary proceedings in the Armstrong litigation from that time to the present. Therefore, he has exhaustive knowledge regarding the subject matter of the pending action and could efficiently and professionally represent the plaintiff's interests before this Court. (Exhibit A, Declaration of Michael Lee Hertzberg.)

For the foregoing reasons, Plaintiff Church of Scientology International requests that Mr. Hertzberg be permitted to appear in the instant action pro hac vice in association with local counsel in this matter.

DATED: March 16, 1992.

Respectfully submitted,

WILSON, RYAN & CAMPILONGO

BY: _____
ANDREW H. WILSON
Attorneys for Plaintiff
Church of Scientology
International

Andrew H. Wilson
WILSON, RYAN & CAMPILONGO
235 Montgomery Street
Suite 450
San Francisco, California 94104
(415) 391-3900

Laurie J. Bartilson
BOWLES & MOXON
6255 Sunset Boulevard
Suite 2000
Hollywood, California 90028
(213) 661-4030

Attorneys for Plaintiff
CHURCH OF SCIENTOLOGY INTERNATIONAL

RECEIVED
MAR 16 1992
HUB LAW OFFICES

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF MARIN

CHURCH OF SCIENTOLOGY INTERNATIONAL, a California not-for-profit religious corporation; Plaintiff, vs. GERALD ARMSTRONG; DOES 1 through 25, inclusive, Defendants.	Case No. 152229 **DECLARATION OF ANDREW H. WILSON IN SUPPORT OF APPLICATION FOR ADMISSION OF MICHAEL LEE HERTZBERG AS COUNSEL PRO HAC VICE**

ANDREW H. WILSON deposes and says:

1. My name is Andrew H. Wilson and I am one of the attorneys responsible for the representation of the Plaintiff in this action. I have personal knowledge of the facts set forth in this Declaration and could competently testify thereto if called as a witness.

2. Mr. Hertzberg is very familiar with Mr. Armstrong and his dealings with Plaintiff Church of Scientology International ("Plaintiff") and, for that reason, Plaintiff desires to associate Mr. Hertzberg as counsel in this action.

3. I have discussed this matter with Mr. Hertzberg. I am

satisfied that Mr. Hertzberg is familiar with the standards of professional conduct required of members of the State Bar of California. I hereby agree to act as local counsel on behalf of Mr. Hertzberg and to receive service of papers at my business address, 235 Montgomery Street, Suite 450, San Francisco, California, 94104, telephone (415) 391-3900. I have also agreed to receive service of papers on behalf of Mr. Hertzberg at that address and to be available for communication with the Court on behalf of Mr. Hertzberg.

4. Attached hereto as Exhibit A is a copy of the Declaration of Michael Lee Hertzberg which was transmitted to me by facsimile. Mr. Hertzberg informed me via the telephone that he had executed the original of said Declaration and that he would deliver it to me when he arrives in San Francisco this week. Mr. Hertzberg is currently scheduled to arrive on approximately Tuesday or Wednesday, March 17 or 18. I will forward the original of said Declaration to the Court when I receive it.

I declare under penalty of perjury that the foregoing is true and correct and that this Declaration was executed on March 16, 1992 at San Francisco, California.

ANDREW H. WILSON

DECLARATION OF MICHAEL LEE HERTZBERG

I, Michael Lee Hertzberg, hereby declare and state:

1. I am a resident of the City of New York, State of New York. My residence address is 171 West 57th Street, New York, New York 10019. My law office address is 740 Broadway - 5th Floor, New York, New York 10003.

2. I was admitted to practice before all courts of New York State on May 8, 1975, to the Washington, D.C. Bar in November, 1981 and to the Bar of the United States Court of Appeals for the Ninth Circuit on July 21, 1986. I am an attorney in good standing in all courts of New York State, the District of Columbia Bar and the Ninth Circuit Court of Appeals, as well as the Bar of the Supreme Court of the United States to which I was admitted on February 23, 1987. I am currently not, nor have I ever been, suspended or disbarred in any court.

3. In the preceding two years I have applied for and been granted leave to appear as counsel pro hac vice in two consolidated cases before Hon. Harry L. Hupp in the United States District Court for the Central District of California entitled: United States v. Church of Scientology International, No. 90-36990 RSWL and United States v. Church of Scientology Western United States, No. 90-3390 JRX.

5. I am fully familiar with the facts, files and proceedings in the instant action. Indeed, I have been involved in the various direct and ancillary proceedings in litigation involving Gerald Armstrong from 1985 to the present. This includes an appearance at the hearing before Hon. Bruce Geernaert

EXHIBIT A

on December 23, 1991 which is directly related to the matters presently before this Court in the instant lawsuit.

6. I am fully familiar with the standards of professional conduct required of members of the State Bar of California.

7. In the event that this petition for my admission to the case herein as counsel pro hac vice is granted, I hereby designate Andrew H. Wilson as my local counsel. Mr. Wilson is a member in good standing of the California Bar. His office address is Wilson, Blum & Campilongo, 235 Montgomery Street, Suite 450, San Francisco, California 94104 and his office telephone number is (415) 391-3900. Mr. Wilson can receive service of papers at that address and is readily available for communication with the Court regarding the conduct of this case.

Executed this 13th day of March, 1992 at New York, New York.

I declare under penalty of perjury and the laws of the State of California and New York that the foregoing is true and correct.

Michael Lee Hertzberg

Michael Lee Hertzberg

EXHIBIT A

** TOTAL PAGE.003 **

R=96%

212 674 4614

03-13-92 02:35PM P003 #44

** TOTAL PAGE.003 **

Andrew H. Wilson
WILSON, RYAN & CAMPILONGO
235 Montgomery Street
Suite 450
San Francisco, California 94104
(415) 391-3900

Laurie J. Bartilson
BOWLES & MOXON
6255 Sunset Boulevard
Suite 2000
Hollywood, California 90028
(213) 661-4030

Attorneys for Plaintiff
CHURCH OF SCIENTOLOGY INTERNATIONAL

RECEIVED
MAR 16 1992
HUB LAW OFFICES

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF MARIN

CHURCH OF SCIENTOLOGY INTERNATIONAL, a California not-for-profit religious corporation; Plaintiff, vs. GERALD ARMSTRONG; DOES 1 through 25, inclusive, Defendants.	Case No. 152229 **(PROPOSED) ORDER GRANTING VERIFIED APPLICATION FOR ADMISSION OF MICHAEL L. HERTZBERG AS COUNSEL PRO HAC VICE (SPECIAL APPEARANCE)**

IT IS ORDERED that the applicant herein may appear as requested in the above-entitled case.

DATED: March _____, 1992.

_____
JUDGE OF THE SUPERIOR COURT